

June 22, 2005

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, June 22, 2005, at 6:00 p.m. at the Rockingham County Administration Center, Harrisonburg, Virginia. The following members were present:

PABLO CUEVAS, Election District #1
CHARLES W. AHREND, Election District #2
DEE E. FLOYD, Election District #3
WILLIAM B. KYGER, JR., Election District #4
MICHAEL A. BREEDEN, Election District #5

Also present:

JOSEPH S. PAXTON, County Administrator
G. CHRIS BROWN, County Attorney
JAMES L. ALLMENDINGER, Director of Finance
DONALD D. DRIVER, Director of Social Services
WARREN HEIDT, Stormwater Management Program Supervisors
RHONDA G. HENDERSON, Director of Planning
DIANA C. STULTZ, Zoning Administrator
DOTTIE L. BOWEN, Deputy Clerk
DONALD F. KOMARA, Resident Engineer
Virginia Department of Transportation

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CALL TO ORDER
PLEDGE OF ALLEGIANCE
INVOCATION.

Chairman Cuevas called the meeting to order at 6:00 p.m.

Director of Finance Allmendinger led the Pledge of Allegiance and Supervisor Kyger gave the Invocation.

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APPROVAL OF MINUTES.

On motion by Supervisor Floyd, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as

follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the minutes of the Regular Meeting held on June 8, 2005.

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2005 VIRGINIA DAIRY PRINCESS AND DAIRY MAID.

The Board welcomed to the meeting 2005 Virginia Dairy Princess Rosemary Liskey and Dairy Maid Kathryn Liskey, who described to the Board their mission to promote the Virginia dairy industry.

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TRANSPORTATION DEPARTMENT.

The Board heard Mr. Komara's report on the activities of the Transportation Department.

On motion by Supervisor Breeden, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board adopted the following resolution.

RESOLUTION NO. 05-18

WHEREAS, the streets described below are shown on plats recorded in the Clerk's Office of the Circuit Court of Rockingham County, and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets described below meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the following streets, a total distance of 0.19 mile to the secondary system of state highways, pursuant to Section 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements:

Name of Subdivision: Stony Run Subdivision (Section 2 Phase Two)
Name of Street: Stony Run Drive Length: 0.14 miles
Guaranteed right-of-way width: 60 feet.
Plat Recorded, Date: September 14, 2001 Deed Book: 1968 Page: 87

Name of Subdivision: Stony Run Subdivision (Section 2 Phase Two)
Name of Street: West Trout Spring Road Length: 0.02 miles
Guaranteed right-of-way width: 50 feet.

Plat Recorded, Date: September 14, 2001 Deed Book: 1968 Page: 87

Name of Subdivision: Stony Run Subdivision (Section 3 Phase One)

Name of Street: East Trout Spring Road Length: 0.03

Guaranteed right-of-way width: 40 feet.

Plat Recorded, Date: September 14, 2001 Deed Book: 1968 Page: 94

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage, and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Supervisor Kyger brought the following issues to Mr. Komara's attention. The slab used to repair the road at the Mennonite Church in District 4 is starting to wear down after only one year; perhaps another solution is called for. Repairs are needed to Cannery Woods Road that connects from Bridgewater over Route 257 and up to the subdivision. (VDOT is staking the road and obtaining the necessary rights-of-away.) Some citizens are concerned about the safety of pedestrian traffic on Nutmeg Road. Mr. Komara will obtain information concerning restriction of parking and installation of sidewalks prior to meeting with residents of the area.

In response to a question from Supervisor Ahrend, Mr. Komara said there are a number of "hybrid" rustic road projects in the County and noted where a number are located.

Supervisor Breeden reported that there are trees overgrown and blocking the stop sign at an intersection on Route 754.

In response to questions from Supervisor Floyd, Mr. Komara said the crosshatching on West Pond Road will be eliminated, the striping on Route 689 is being scheduled, and he will look at the possibility of correcting the lanes at Crossroads Subdivision where motorists are using the edging of the pavement as a lane.

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RESOLUTION NO. 05-19 - WSVa ANNIVERSARY.

On motion by Supervisor Breeden, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board adopted and presented to Frank Wilt, WSVa Program Director, Resolution No. 05-19 in recognition of WSVa's 70th anniversary.

RESOLUTION NO. 05-19

WHEREAS, on June 9, 1935, Radio Station WSVB, the first radio station in the Shenandoah Valley and the third station in Virginia, began broadcasting in the Rockingham/Harrisonburg area; signing on at that time as "We Serve Virginia Agriculture; and,

WHEREAS, Radio Station WSVB celebrated its seventieth anniversary this month; and,

WHEREAS, having been rated as one of the top News/Talk stations in the United States for several years, during the past seventy years, WSVB has brought countless hours of news and entertainment to the citizens of our community; and,

WHEREAS, Radio Station WSVB offers a forum for local government officials to keep citizens informed of the activities of their government; and,

WHEREAS, Radio Station WSVB supports our local educational system by broadcasting sporting events and enabling the community to follow the local teams; and,

WHEREAS, during times of extreme flooding and other inclement weather which endangers the lives and property of County residents, WSVB Radio and its employees have contributed their time and talents to assist local authorities in keeping citizens informed of the weather conditions, emergency aid and shelters available to them;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Rockingham, Virginia, that said Board does hereby recognize and congratulate Radio Station WSVB and its employees as they celebrate their seventieth anniversary and expresses its sincere appreciation for their many contributions to making Rockingham County a better, safer place to live and work.

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COUNTY ADMINISTRATOR'S STAFF REPORT.

Mr. Paxton reported on the refinancing of the loan for the Criminal Justice Training Academy; the refinancing will save the County \$800 per month for the remainder of the term.

He reported that the recent primary election cost the County \$21,673.23 or \$8.66 for each person who voted.

As the Community Association for Rural Transportation (CART) has discontinued its service, Donald D. Driver, Director of Social Services, reviewed a draft plan for provision of transportation services to the elderly, disabled, and indigent to be operated with a co-pay system. He noted that it will take about 30 days to put the plan

into operation and that the Social Services Department will see to it that those residents who are ill or in the greatest need receive the transportation services they require. On motion by Supervisor Breeden, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board authorized the use of \$30,000 from the contingency to establish a transportation account in the Social Services District Fund for this purpose.

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COUNTY ATTORNEY'S STAFF REPORT.

On motion by Supervisor Breeden, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; as recommended by Mr. Brown, the Board approved a new agreement between the County and the Virginia Employment Commission and the Shenandoah Valley Work Force Investment Board and authorized the County Administrator and Deputy County Administrator to sign the agreement and any related documents.

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PUBLIC HEARING - SPECIAL USE PERMIT REQUESTS.

At 7:00 p.m., Chairman Cuevas declared the meeting open for a public hearing on the following special use permit requests.

Ms. Stultz reviewed the staff recommendations for each application.

S05-36, request of Dynamic Aviation Group, Inc., P.O. Box 7, 1402 Airport Road, Bridgewater, for an airport capital improvement plan (parking lots, runway extension, support shops, 2 hangars, renovations and security upgrades on property located on the north side of Airport Road (Route 727) approximately 1 mile east of Warm Springs Pike (Route 42) in Ashby Magisterial District, Election District #4, zoned M1 and A2. Tax Map #136-(A)-89 & 137-(A)-36.

Mike Stoltzfus, President and CEO, Dynamic Aviation Group, Inc., said the current facility was not meeting the demand or forecasted needs. He asked that the public hearing on the request be tabled because there were "still items to be resolved with some of the neighbors."

S05-37, request of Anthony M. Zimmerman, 7689 Nazarene Church Road, Bridgewater, for a small electric farm

tool repair shop (like use to public garage) on property located on the southwest side of Nazarene Church Road (Route 750) approximately 3/4 mile west of Spring Creek Road (Route 613) in Ashby Magisterial District, Election District #4, zoned A2. Tax Map #120-(A)-65C.

The applicant was present to answer questions.

No opposition was expressed.

S05-38, request of Bernice Meyers, 1081 Whitmore Shop Road, Harrisonburg, for a woodworking shop on property located on the east side of West Peake Lane (private road) just north of Peake Mountain Road (Route 612) in Central Magisterial District, Election District #2, zoned A2. Tax Map #75-(A)-31A

The applicant was present to answer questions.

No opposition was expressed.

At 7:14 p.m., Chairman Cuevas closed the public hearing and called the regular meeting back to order.

On motion by Supervisor Kyger, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board deferred to August 10, 2005, at 7:00 p.m., the public hearing on S05-36, request of Dynamic Aviation Group, Inc., P.O. Box 7, 1402 Airport Road, Bridgewater, for an airport capital improvement plan (parking lots, runway extension, support shops, 2 hangars, renovations and security upgrades on property located on the north side of Airport Road (Route 727) approximately 1 mile east of Warm Springs Pike (Route 42) in Ashby Magisterial District, Election District #4, zoned M1 and A2. Tax Map #136-(A)-89 & 137-(A)-36.

On motion by Supervisor Kyger, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; subject to the following conditions, the Board approved S05-37, request of Anthony M. Zimmerman, 7689 Nazarene Church Road, Bridgewater, for a small electric farm tool repair shop (like use to public garage) on property located on the southwest side of Nazarene

Church Road (Route 750) approximately 3/4 mile west of Spring Creek Road (Route 613) in Ashby Magisterial District, Election District #4, zoned A2.

- (1) The use shall be located in substantial accordance with plot plan as approved by the Board of Supervisors.
- (2) Building shall comply with the Virginia Uniform Statewide Building Code and the proper permit shall be obtained.
- (3) Entrance permit shall be obtained from VDOT's Residence Office to install a private subdivision standard entrance. Said permit shall be submitted to the Community Development Department prior to obtaining building permits.
- (4) The bank on the northwest side of the entrance must be cut to obtain adequate sight distance.
- (5) VDOT reserves the right to require future entrance upgrades should conditions warrant.
- (6) Residents in the existing house on the property shall be the only employees.
- (7) This permit is contingent upon a site plan being submitted to and approved by the County. No permits shall be issued by the Department of Community Development and no work shall be done on the property until such time as a site plan is approved.
- (8) On-premise advertising sign shall comply with the Rockingham County Code, and a permit shall be obtained for any sign.
- (9) There shall be no off-premise signs allowed unless all County and VDOT requirements for outdoor advertising signs are met.
- (10) Off-street parking shall comply with the Rockingham County Code.
- (11) This business shall not begin operation until such time as a certificate of occupancy is issued by the County. No certificate of occupancy shall be issued until all other conditions of this permit are met.

On motion by Supervisor Ahrend, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; subject to the following conditions, the Board approved S05-38, request of Bernice Meyers, 1081 Whitmore Shop Road, Harrisonburg, for a woodworking shop on property located on the east side of West Peake Lane (private road) just north of Peake Mountain Road (Route 612) in Central Magisterial District, Election District #2, zoned A2.

- (1) The use shall be located in substantial accordance with plot plan as approved by the Board of Supervisors.

- (2) Building shall comply with the Virginia Uniform Statewide Building Code and the proper permits shall be obtained.
- (3) VDOT reserves the right to require future entrance upgrades should conditions warrant.
- (4) There will be no water usage or sewage disposal system usage associated with this use.
- (5) This permit is contingent upon a site plan being submitted to and approved by the County. No permits shall be issued by the Department of Community Development and no work shall be done on the property until such time as a site plan is approved.
- (6) On-premise advertising sign shall comply with the Rockingham County Code, and a permit shall be obtained for any sign.
- (7) There shall be no off-premise signs allowed unless all County and VDOT requirements for outdoor advertising signs are met.
- (8) Off-street parking shall comply with the Rockingham County Code.
- (9) This business shall not begin operation until such time as a certificate of occupancy is issued by the County. No certificate of occupancy shall be issued until all other conditions of this permit are met.

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PUBLIC HEARING - REZONING REQUEST, RENEWAL OF AGRICULTUEAL & FORESTAL DISTRICTS, COUNTY CODE AMENDMENTS.

At 7:18 p.m., Chairman Cuevas declared the meeting open for a public hearing on the following proposals.

Ms. Henderson reviewed the staff recommendations for each. The Staff made the following recommendation on the Cosner Development request: "This site is designated as future Community Residential in the Comprehensive Plan, is in Broadway's Urban Growth Area, and has access to Town water and sewer. The proposed residential and commercial zoning is more compatible with the adjacent residences than the existing M2 zoning, and provides a transition between the residential area to the west and the industrial area to the east. In addition, the proffered evergreen landscaping buffers the proposed B2 area from the existing and proposed residences." The Planning Commission concurred with staff's recommendation and recommended approval of this request with a 5-0 vote.

RZ05-17, request of Cosner Development, Inc., c/o Randy Cosner, P O Box 609, Broadway, to rezone 1.23 acres from M2 (Light Industrial) to R3-C (General Residential with Conditions) and 3.13 acres from M2 (Light Industrial) to B2-C (Rural Business Service with Conditions). The site is located north of the

intersection of Harpine Highway (Route 42) and Early Drive (Route 1415), Election District 1. The Comprehensive Plan designates this area as Community Residential. R3 allows 4.3 single-family dwellings per acre or 7.9 duplex units per acre.

Ed Blackwell, agent for the applicant, advised that the applicant would be "downzoning" some of the uses that could go on the property and pointed out that rezoning would provide a "good buffer for the industrial" use on the east side of the site.

Danny Showalter said he and his neighbors wanted Early Drive to "stay all residential." He expressed concern about lowered property values and expressed a desire to see residential use of the corner rather than a restaurant or other business use.

At 7:26 p.m., Chairman Cuevas closed the public hearing and called the regular meeting back to order.

Chairman Cuevas noted that the Cosner property was already zoned for industrial use and approval of the rezoning request would not make the situation any worse for the neighbors. He pointed out that it would actually be downsizing the permitted uses. However, he indicated his willingness to table the request. On motion by Supervisor Ahrend, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board tabled RZ05-17, request of Cosner Development, Inc., c/o Randy Cosner, P O Box 609, Broadway, to rezone 1.23 acres from M2 (Light Industrial) to R3-C (General Residential with Conditions) and 3.13 acres from M2 (Light Industrial) to B2-C (Rural Business Service with Conditions). The site is located north of the intersection of Harpine Highway (Route 42) and Early Drive (Route 1415), Election District 1. The Comprehensive Plan designates this area as Community Residential. R3 allows 4.3 single-family dwellings per acre or 7.9 duplex units per acre.

At 7:30 p.m., Chairman Cuevas declared the meeting reopened for a public hearing on the following matters.
AGRICULTURAL AND FORESTAL DISTRICTS

AF05-1 Renewal of Keezletown North Agricultural & Forestal District, The District is 2,391.6 acres and is generally located east of Indian Trail Road (Rt. 717), south of the intersection of Armentrout Path (Rt. 722) and Airey Lane (Route 868), west of the Massanutten Mountain Range, and north of Keezletown.

AF05-2 Renewal of Keezletown South Agricultural & Forestal District. The District is 435.41 acres and is generally located east of Indian Trail Road (Rt. 620), south of the intersection of Indian Trail Road (Rt. 717) and Mountain Valley Road (Rt. 620), west of the Massanutten Mountain Range, north of Spotswood Trail (Rt. 33).

Dwight Newman reviewed the Advisory Committee and Planning Commission actions and recommendations as noted in the following reports on these matters.

AF05-01
Keezletown North Agricultural-Forestal District

Location.

The revised 2,028.09-acre Keezletown North Agricultural-Forestal District is comprised of 59 parcels, and is located north of Keezletown Community. The general location of the District is:

- North of the intersection of Indian Trail Road (Rt. 717) and Mountain Valley Road (Rt. 620),
- East of the intersection of Indian Trail Road (Rt. 717) and Minie Ball Lane (Rt. 718),
- South of the intersection of Haines Quarter Road (Rt. 723) and Armentrout Path (Rt. 722), and
- West of Lairds Knob

Withdrawals and Additions to the District.

During the review process of the District, 33 parcels, totaling 1,794 acres, withdrew participation from the District, and 4 parcels, totaling 28 acres, joined the District.

Time Period and Revised Conditions.

The District landowners are requesting that the District be in effect for 7 years, from June 23, 2005, to June 23, 2012. The revised conditions, voluntarily submitted by the District landowners, limit several uses, and the subdivision of parcels.

In general, the revised conditions are less restrictive than the original conditions, but are more restrictive than the underlying zoning of each parcel. Attached is a copy of the original and revised conditions.

Description of the District.

Zoning and Land Uses.

The parcels in the proposed District range in size from less than 1 acre to 526 acres. Some 95 percent, or 1,926 acres, of the District land area is zoned A2 (General

Agricultural); the remaining 5 percent, or 102 acres, of the District land area is zoned A1 (Prime Agricultural).

Of the 59 parcels in the District, 33 are over 6 acres in size. Predominantly, the District properties are pastures and croplands. Multiple properties have dairy, livestock, and poultry operations.

Small Parcels.

The 26 small parcels -- those under 6 acres -- are scattered throughout the larger parcels. Some of these small tracts are pastures, croplands, and woodlands; some are rural home sites. Many are owned by landowners who have larger tracts in the proposed District. Their inclusion in the District ties the larger parcels together and contributes to the rural nature of the area.

Compliance with State Code.

The revised Keezletown North Agricultural and Forestal District meets all requirements set forth by the Code of Virginia.

Comprehensive Plan - Land Use Designations and Goal.

The Comprehensive Plan designates the District area as Agricultural Reserve, and a small portion as future Residential. The Comprehensive Plan states that a goal of the Agricultural Reserve is to "preserve the agricultural industry and economy."

Agricultural-Forestal Advisory Committee Recommendation:

Approval, May 17, 2005

The Agricultural and Forestal Advisory Committee recommended approval of the revised Keezletown North Agricultural and Forestal District by a 6-0 vote.

Planning Commission Recommendation:

Approval, June 7, 2005

The Planning Commission recommended approval of the revised Keezletown North Agricultural and Forestal District by a 5-0 vote.

ORDINANCE TEXT AMENDMENTS

AMENDMENT TO CHAPTER 6B OF THE ROCKINGHAM COUNTY CODE, EROSION AND SEDIMENT CONTROL

Warren Heidt, Stormwater Management Program Administrator, reviewed the proposal for the following changes.

Amend 6B-2 Definitions:

Adequate Channel - A water course that will convey a chosen frequency storm event without overtopping its banks or causing erosive damage to the bed, banks and overbank sections of the same. In Rockingham County, the adequacy of channels and pipes shall always be demonstrated by

hydraulic analysis utilizing standard engineering methods. The adequacy of channels and pipes shall not be verified by demonstrating that the total drainage area to the point of analysis within the channel is one hundred times greater than the contributing drainage area of the project in question.

ZONING ORDINANCE TEXT AMENDMENTS

OA05-06 RENEWAL OF KEEZLETOWN NORTH AGRICULTURAL-FORESTAL DISTRICT, AMENDMENT TO ORDINANCE

ARTICLE 11. Agricultural-Forestal Districts

DIVISION 1. Keezletown North Agricultural-Forestal District

§17-227. Creation and Renewal of District.
Pursuant to the Agricultural and Forestal Districts Act of the Commonwealth of Virginia, the Keezletown North Agricultural-Forestal District (hereinafter referred to as District) is hereby created subject to the conditions and District term set forth in this division and as otherwise provided by §15.2-4300 through §15.2-4314 of the Code of Virginia, mutatis mutandis, the provisions of which, except as specifically modified herein, are adopted and incorporated herein by reference.

§17-228. Description of District.
The Keezletown North Agricultural-Forestal District shall consist of the following land:
2,359.11 acres, more or less, generally located north of the intersection of Indian Trail Road (Route 620) and Caverns Drive (Route 685), east of the intersection of Indian Trail Road (Route 717) and Minie Ball Lane (Route 718), south of the intersection of Armentrout Path (Route 722) and Airey Lane (Route 868), and west of Lairds Knob, which includes the parcels shown on Rockingham County Real Estate Maps, as of the effective date of this district, numbered as 96(A)34, 96(A)34A, 96(A)36A, 96(A)50, 96(A)51, 96(A)53, 96(A)53A, 96(A)69, 96(A)70, 96(A)73, 97(A)38, 97(A)41, 97(A)46, 97(A)47, 97(A)54, 97(A)57, 97(A)57A, 97(A)57A1, 97(A)61, 97(A)62, 97(A)62A, 97(A)62B, 97(A)62C, 97(A)62D, 97(A)63, 110(A)124, 110(A)124A, 110(A)125A, 111(A)3, 111(A)13, 111(A)33, 111(A)35, 111(A)36, 111(A)37, 111(A)42, 111(A)43, 111(A)48, 111(A)49, 111(A)49A, 111(A)49B, 111(A)49B1, 111(A)57B, 111(A)71, 111(A)71A, 111(A)72, 111(A)72B, 111(A)85, 111(A)87D, 111(A)87E, 111(A)88, 111(A)90, 111(A)97, 111(A)98, 111(A)99, 111(A)100, 111(A)100A, 111(A)101, 111(A)101C, 111(A)101D, 111(A)101E, 111(A)101F, 112(A)1, 126(A)174, 126(A)177, and 126(A)177A.

§17-229. Conditions of District.
The Keezletown North Agricultural-Forestal District shall comply with the following conditions:
Uses, structures, and accessory businesses shall be permitted on a parcel in compliance with the regulations that apply to the zoning of that parcel. However, the following uses shall be prohibited throughout the District:
golf courses
golf driving ranges
public campgrounds, and
auto graveyards or junkyards

All parcels included in the District must be located fully within the District; no portion of the District parcel shall lie outside the District.

Parcels of land, as now defined in the Rockingham County real estate records, within the District may be sold in

their entirety but not subdivided to a non-family Member during the term of the District status. However, the parcel under new ownership shall remain in the District status at least until the time of the next scheduled District renewal.

Parcels of land, as now defined in the Rockingham County real estate records, within the District may only be subdivided by purchase or gift to immediate family members. However, this family subdivision shall remain in the District status for at least as long as the parent parcel remains in the District.

Residences for persons who earn a substantial part of their livelihood from agricultural or forestal operations on the same property, or for members of immediate family of the owner, shall be permitted in accordance with the Rockingham County Code.

The existing commercial transmission towers and supporting structures on Lairds Knob on parcel 112 (A) L1 may be expanded in compliance with then-current County permitting guidelines.

§17-230. Term and Review of District.

The District shall be in effect for seven years, from June 23, 2005, to June 23, 2012. A review of the District, including any additions to the District, may be made by the Board of Supervisors as provided by, and in accordance with, §15.2-4309 through §15.2-4312 of the Code of Virginia.

OA05-07 RENEWAL OF KEEZLETOWN SOUTH AGRICULTURAL-FORESTAL DISTRICT, AMENDMENT TO ORDINANCE

ARTICLE 11. Agricultural-Forestal Districts

DIVISION 2. Keezletown South Agricultural-Forestal District

§17-231. Creation and Renewal of District.

Pursuant to the Agricultural and Forestal Districts Act of the Commonwealth of Virginia, the Keezletown South Agricultural-Forestal District (hereinafter referred to as District) is hereby created subject to the conditions and district term set forth in this division and as otherwise provided by §15.2-4300 through §15.2-4314 of the Code of Virginia, mutatis mutandis, the provisions of which, except as specifically modified herein, are adopted and incorporated herein by reference.

§17-232. Description of District.

The Keezletown South Agricultural-Forestal District shall consist of the following land: 438.38 acres, more or less, generally located north of Spotswood Trail (Route 33), east of Indian Trail Road (Route 620), south of the intersection of Indian Trail Road (Route 717) and Mountain Valley Road (Route 620), and west of Massanutten Peak, which includes the parcels shown on Rockingham County Real Estate Maps, as of the effective date of this district, numbered as 126 (2)B, 126 (2)B3, 126 (2)B4, 126 (2)E, 126 (A)11, 126 (A)14, 126 (A)103, 126 (A)107A, 126 (A)108, 126 (A)112, 126 (A)112B, 126 (A)150, 126 (A)171, 126 (A)172, and 127 (A)4.

§17-233. Conditions of District.

The Keezletown South Agricultural-Forestal District shall comply with the following conditions:

Uses, structures, and accessory businesses shall be permitted on a parcel in compliance with the regulations

that apply to the zoning of that parcel. However, the following uses shall be prohibited throughout the District:
golf courses
golf driving ranges
public campgrounds, and
auto graveyards or junkyards

All parcels included in the District must be located fully within the District; no portion of the District parcel shall lie outside the District.

Parcels of land, as now defined in the Rockingham County real estate records, within the District may be sold in their entirety but not subdivided to a non-family Member during the term of the District status. However, the parcel under new ownership shall remain in the District status at least until the time of the next scheduled District renewal.

Parcels of land, as now defined in the Rockingham County real estate records, within the District may only be subdivided by purchase or gift to immediate family members. However, this family subdivision shall remain in the District status for at least as long as the parent parcel remains in the District.

Residences for persons who earn a substantial part of their livelihood from agricultural or forestal operations on the same property, or for members of immediate family of the owner, shall be permitted in accordance with the Rockingham County Code.

§17-234. Term and Review of District.

The District shall be in effect for seven years, from June 23, 2005, to June 23, 2012. A review of the District, including any additions to the District, may be made by the Board of Supervisors as provided by, and in accordance with, §15.2-4309 through §15.2-4312 of the Code of Virginia.

Ray Nicely, Director of Planning, Valley Engineering, said approval of the erosion and sediment control items would grant authority to re-design an adequate channel without anyone saying what the definition is. Mr. Paxton said the proposal was for an interim step to allow the County to begin to address storm water issues with the addition to the ordinance, two sentences in the Erosion and Sediment Control Ordinance.

Supervisor Kyger asked that staff provide for the Board information on the additional costs the change would require of developments of different sized properties, various uses, and varying amounts of non-permeable property.

At 8:10 p.m., Chairman Cuevas closed the public hearing and called the regular meeting back to order.

On motion by Supervisor Kyger, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board tabled to July 27, 2005, the proposed amendments to Chapter 6B, Erosion and Sediment Control, Rockingham County Code.

On motion by Supervisor Floyd, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the foregoing Code amendments related to the Keezletown North and Keezletown South Agricultural-Forestal Districts.

ANNUAL REVIEW OF 2020 COMPREHENSIVE PLAN

At 8:14 p.m., Chairman Cuevas declared the meeting open for a public hearing on proposed amendments to 2020 Comprehensive Plan.

The following power point presentation was made by staff, Planning Commission and Citizens Advisory Committee members.



I. Growth Management Assumptions

Urban average of 2 units per acre *Annually*:

500 additional residential units

250 acres *For 6-year period*:

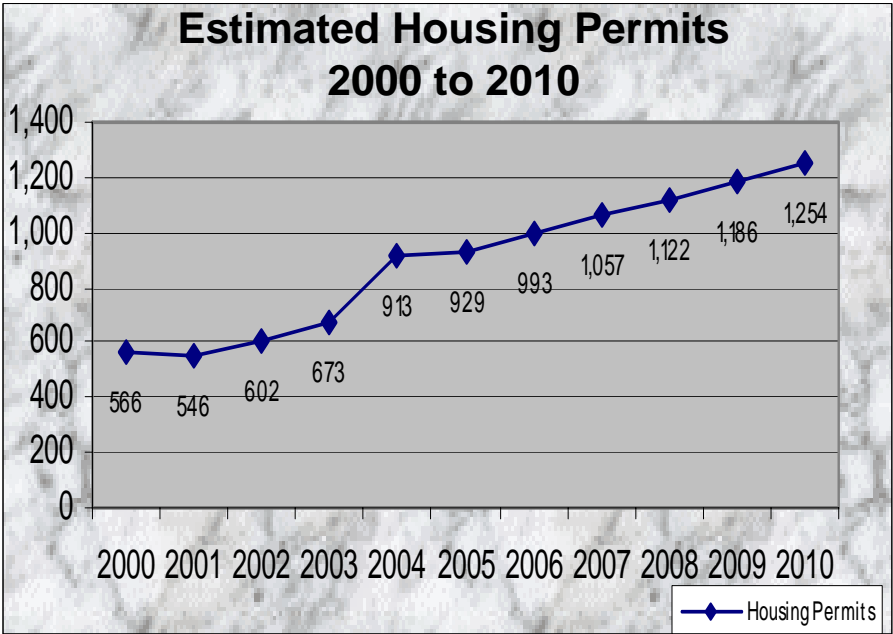
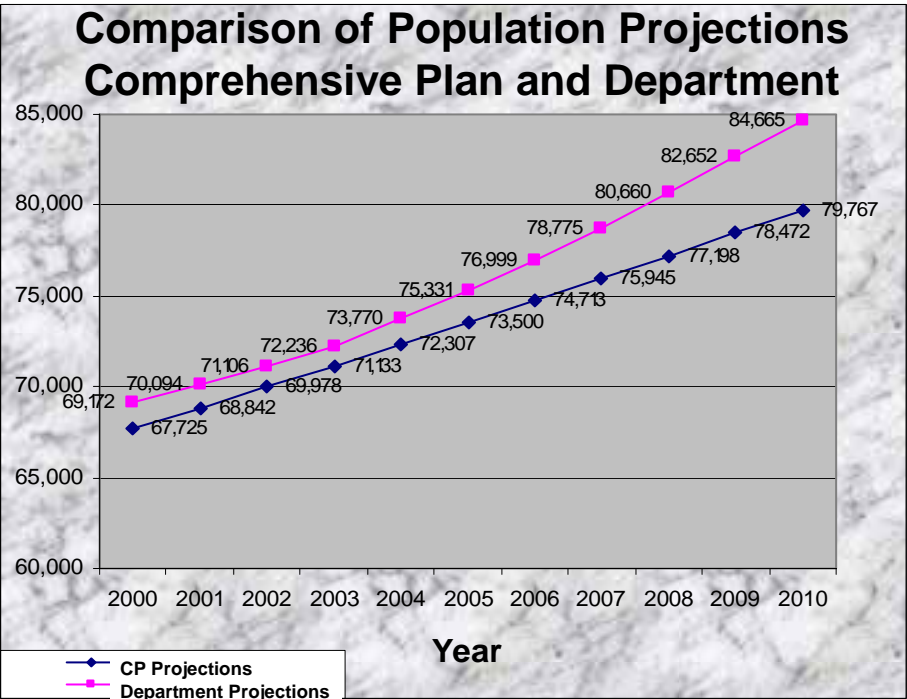
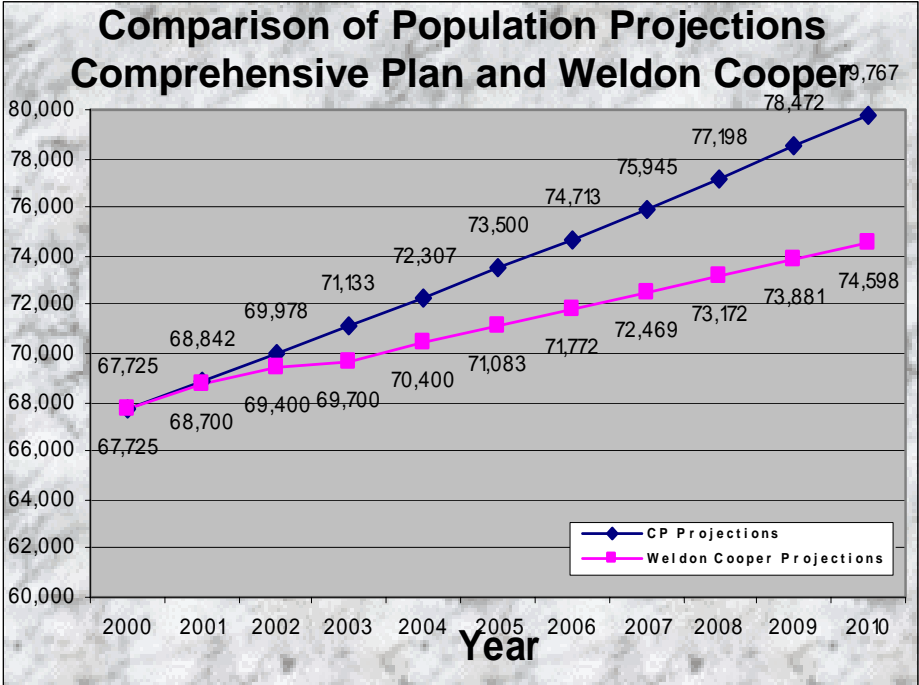
1,500 acres needed to accommodate expected housing needs

Rural average of 1 unit per 3 acres *Annually*:

125 additional rural residential units

375 acres *For 6-year period*:

2,250 acres needed to accommodate expected housing needs



Comparison of Growth Projections to 2010

Comprehensive Plan vs. Recent Building Trend

Comprehensive Plan (1990's Data)	Recent Building Trend (2000-2004 Data)
<div>80%of new residential development<ul style="list-style-type: none">- within urban growth areas- public water and sewer- 500 additional units annually- 250 additional acres of land annually- average density - 2 residential units per gross acre</div> <div>20% of new residential development<ul style="list-style-type: none">- will be located in rural areas- using wells and septic systems- 125 additional units annually- 375 additional acres of land annually- average density - 1 residential unit per 3 gross acres</div>	<div>80% of new residential development<ul style="list-style-type: none">- within urban growth areas- public water and sewer- 716 additional units annually- 358 additional acres of land annually- average density - 2 residential units per gross acre</div> <div>20% of residential development<ul style="list-style-type: none">- will be located in rural areas- using wells and septic systems- 179 additional units annually- 537 additional acres of land annually- average density - 1 residential unit per 3 gross acres</div>

II.

Land Use Designations:

A. Agricultural Reserve

B. Urban Transition

Agricultural Reserve

Located outside the Urban Growth Areas

Agriculture

- Essential way of life
- Significant sector of the economy

Goals of the Plan

- Preserve the agricultural industry & economy
- Retain the rural character and scenic beauty

Agricultural Reserve

Agricultural Uses

Uses that Support Agriculture

feed mills, sawmills, livestock sales pavilions, agricultural equipment repair, farm markets, wayside stands, etc.



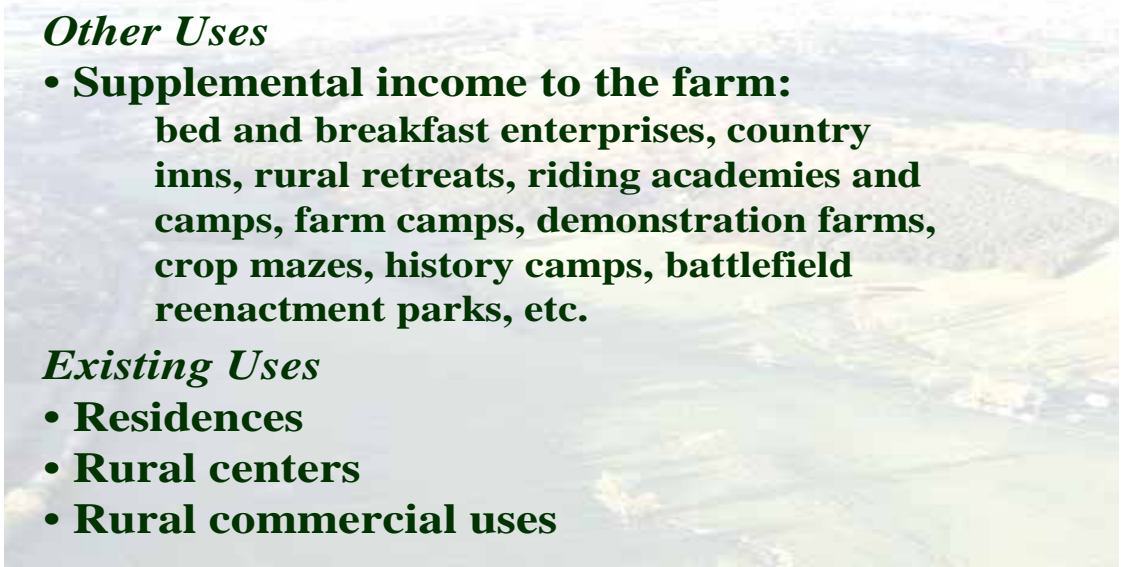
Agricultural Reserve

Other Uses

- **Supplemental income to the farm:**
bed and breakfast enterprises, country inns, rural retreats, riding academies and camps, farm camps, demonstration farms, crop mazes, history camps, battlefield reenactment parks, etc.

Existing Uses

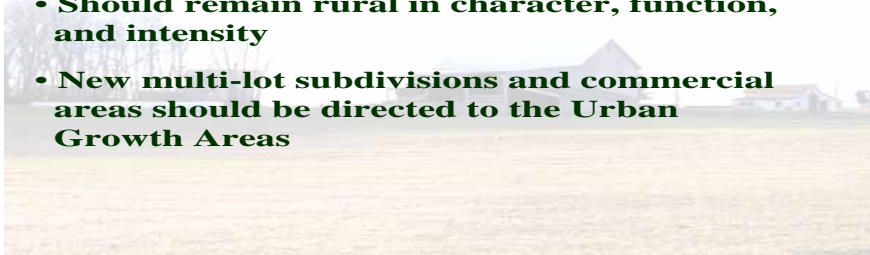
- **Residences**
- **Rural centers**
- **Rural commercial uses**



Agricultural Reserve

Infrastructure

- **Should remain rural in character, function, and intensity**
- **New multi-lot subdivisions and commercial areas should be directed to the Urban Growth Areas**



Urban Transition

Located within the Urban Growth Areas

Agricultural Uses

Uses that Support Agriculture

Farm markets, wayside stands, riding stables, and hunting and fishing clubs, etc.

Other Uses

Agri-tourism

Urban Transition

Expansion of Growth

- Roads
- Utilities
- May be appropriate to allow planned expansions, if the site:
 - is contiguous with existing development
 - utilities could be efficiently extended
 - meets other criteria evaluated during review of rezonings
 - complies with the Plan's policies and goal

SLIDE 1

In November 2004, the Board asked the Planning Commission to review the Agricultural Reserve in the Urban Growth Areas and to invite the Citizens Advisory Committee to participate in that review.

Also, the Comprehensive Plan calls for a review of the Plan to be conducted annually.

In January, the Planning Commission established a review process.

This process included

- a timetable for amendment requests to be submitted
- an update, projections, and analysis of the County's growth
- recommendations, from the CAC, on the Agricultural Reserve inside and outside of the Urban Growth Areas
- review of the conceptual land use maps

Over the next 4 months, the Commission held at least 8 work sessions, which culminated with the draft Plan now before the Board.

Chris Runion will present a brief overview of the County's growth data.

Vice Chairman Fred Eberly will summarize the Agricultural Reserve outside the Urban Growth Area.

Rhonda Henderson will summarize the new land use category recommended by the CAC, the Urban Transition, which lies inside the Urban Growth Area.

SLIDES 2-7 (Chris Runion)

Growth Assumptions

SLIDE 8 (Fred Eberly)

In November, 2004, the BOS

- requested the Planning Commission invite the Citizen Advisory Committee
- to review the Agricultural Reserve land use designation,
- inside and
- outside the Urban Growth Area.

The CAC recommended

- using the Agricultural Reserve designation outside the UGA and
- creating another designation inside the UGA.

The CAC gave guidelines, but recommended that the PC

- develop the particulars of these designations and
- the distinctions between the two

Land use designations in a Comprehensive Plan are recommendations for future uses. The actual zoning remains in place. – the uses that can occur on a landowner's property today are not changed by the Comprehensive Plan.

SLIDE 9 (Fred Eberly)

Agricultural Reserve

Located outside the UGA

Definition remains virtually unchanged

The Agricultural Reserve is intended to support agriculture as a

- viable way of life and
- economic enterprise.

Primary goals of the Comprehensive Plan are to

- preserve the agricultural industry and economy.
- retain the rural character and scenic beauty that so many citizens value

SLIDE 10 (Fred Eberly)

Agricultural Uses.

many forms of agriculture are appropriate, including crop production, grazing of livestock, intensive livestock and poultry production, dairying, orchards, viniculture, aquaculture, silviculture and horticulture.

Uses that Support Agriculture

including feed mills, sawmills, livestock sales pavilions, agricultural equipment repair, farm markets and wayside stands.

SLIDE 11 (Fred Eberly)

Other Uses.

uses that could provide supplemental income to the farm.

uses could include: bed and breakfast enterprises, country inns, rural retreats, riding academies and camps, farm camps, history camps, demonstration farms, crop mazes, battlefield reenactment parks, and similar uses.

Existing Uses.

*The Agricultural Reserve also contains:
residences,
rural centers, and
rural commercial uses
that are served by wells and septic systems.*

Rural centers = a mix of residences and neighborhood-scale businesses that have served the surrounding communities for many years.

(Examples of rural centers, or small villages, are Bergton, Briery Branch, Fulks Run, Hinton, Keezletown, Lacey Spring, Linville, Penn Laird, Port Republic, and Singers Glen.)

This plan recommends,

- *in the absence of public water and sewer services,*
- *limiting the expansions of the rural centers*
- *in order to reduce potential impacts on agricultural activities.*

SLIDE 12 (Fred Eberly)

Infrastructure.

In order to maintain a rural environment, roads and utilities should remain rural

Thus,

- *public sewer and water systems are not appropriate for this area and*
- *roads should be designed, built and expanded only in concert with the policies of the Comprehensive Plan, so as to limit the impacts on the Agricultural Reserve area.*

- *New residential and commercial areas should be directed to the Urban Growth Areas planned around Harrisonburg, McGaheysville and Massanutten, and the towns as delineated on the conceptual land use maps.*

SLIDE 13 (Rhonda Henderson)

As Mr. Eberly mentioned, the CAC met to review the Agricultural Reserve.

The CAC recommended that a separate land use designation be established that would distinguish the area outside the UGA from that inside the UGA. Addressing these separately would more accurately reflect the original intent of the CAC.

The Planning Commission selected the term, Urban Transition, to describe this separate designation

Urban Transition

Located within the Urban Growth Areas,

Urban Transition Area contains

- a variety of land uses, but it is
- predominantly agricultural, and
- uses that support agriculture
- with scattered residences, rural centers, and rural businesses.

Agricultural Uses.

crop production, livestock grazing, poultry production, dairying, viniculture, aquaculture, silviculture, horticulture, and orchards.

Uses that Support Agriculture

farm markets, wayside stands, riding stables, and hunting and fishing clubs.

Other Uses.

Other uses that are compatible with agriculture,

- **particularly uses that promote agri-tourism,**
- **are appropriate in the Urban Transition Area.**

Locating agri-tourism

- **close to populated areas**
 - **increases its convenience and**
 - **attractiveness to tourists, and**
 - **minimizes the potential for traffic impacts on rural roads.**

bed and breakfast enterprises, country inns, corn mazes, demonstration farms, and riding academies and camps.

SLIDE 14(Rhonda Henderson)

Expansion of Growth.

Roads and utilities are generally rural in character, function, and intensity and

The area is generally not planned for public water and sewer in the near future.

Planned extensions may be appropriate where the Urban Transition Area is

- contiguous with areas already developed (not leap frog development)
- **utilities could be efficiently extended**
- roads, pedestrian access, schools, etc. could be adequately addressed
- meet the plan's *Policies for Rezoning Decisions* and
- the long-term goals of the Comprehensive Plan.

SLIDE 15(Rhonda Henderson)

Land Use Maps.

As part of the Annual Review and as outlined in the Comprehensive Plan, plan amendment applications were accepted in January and February.

The County received 28 requests to amend the CP's conceptual land use maps.

These and the updated growth assumptions were taken into account as the conceptual maps were under review.

The maps were located around the perimeter of the room.

As advertised in the Daily News Record, these maps have been on display in the hall prior to this meeting as well as the Planning Commission meeting.

They and copies of the draft plan have been available for review in the Dept of Community Development.

Community Development also distributed free CDs.

No changes were made to the McGaheysville & Massanutten area at this time, in light of the work that is still underway with the McGaheysville Area Plan.

Tim Jost said a lot of people were opposed to changing the Plan, and he indicated that the primary election last week in which Supervisor Floyd was chosen as the Republican candidate for the fall election was a "referendum on development."

Ruth Stoltfus Jost expressed concern that the scenic values of the County would be lost if development did not proceed carefully. She said her home overlooked the "greenbelt land." She stated, "The visual resources are

the heart and soul of the tourism that benefits our community." Citing the "greenbelt" as a "scenic area," she described the area's view, scenic beauty and agricultural use. She said changing the Plan would have "enormous impact on an important part of the County.

Matthew Jerome thought it was too soon to talk about changing the Plan as it was just approved in April 2004. He did not want the Plan changed and could not see where it was "flawed."

Burt Sherrick said he was speaking for his daughter and her family, residents of Eversole Road. He described the unpleasant changes development brought to Hanover, Virginia, and asked that the Board not allow such changes to be made to Rockingham County.

Myron Rhodes expressed concern that putting residential development too close to agricultural use would make the farm property uneconomical to farm.

John Mauzy, Association of Realtors, supported changes to the Plan and expressed concern that there was not enough affordable housing in the County.

Todd Rhea noted that the process for development of the Comprehensive Plan was comprehensive and had the recommendation of 14 citizen advisory committee members who worked on the Plan for three or four years along with the Planning Commission. He said the Plan was balanced and should not be changed.

Kim Sandum said that, although the proposed changes would cost a great deal of money, she had not seen any financial plan or analysis. She asked that the Board obtain the financial information and share it with the public before making any changes.

Ray Nicely, on behalf of Valley Engineering and a number of its clients, asked that the Board approve the proposed changes.

David Miller suggested that too much money and time had been spent on the Plan to change it so soon after its adoption.

Bonnie Price-Loften said her backyard was in the County. She asked that the Board not act in a "hasty" manner and to keep development in "well-planned, high-density housing." She suggested that the County "take more time and involve more people."

Dwight Shrader asked that changes be approved in the Plan and warned that "freezing" development would only make prices "skyrocket."

At 9:25 p.m., Chairman Cuevas closed the public hearing and called the regular meeting back to order. On motion by Supervisor Floyd, seconded by Supervisor Kyger

and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board tabled the proposed changes to the Plan.

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AUTHORIZATION TO ADVERTISE CONSIDERATION OF AMENDMENTS TO CHAPTERS 7 AND 17, COUNTY CODE.

On motion by Supervisor Kyger, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; as recommended by the County Attorney, the Board authorized advertising for consideration on July 13, 2005:

1. AN ORDINANCE to amend and reordain Article XV of Chapter 7, of the Code of the County of Rockingham, Virginia, to provide for the establishment of an aviation technology zone,

2. AN ORDINANCE to amend Section 17-200 of the Code of the County of Rockingham, Virginia, to allow the zoning administrator to grant a variance to the zoning ordinance with respect to building setback requirements under certain conditions.

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DEPUTY COUNTY ADMINISTRATOR'S STAFF REPORT.

The Board received and reviewed Mr. King's staff report dated June 17, 2005, including information concerning the Technological and Industrial Park, update from DEQ on the status of the wastewater treatment plant that serves the Timberville/Broadway area, information from the Sheriff's Department regarding the number of inmates held on local warrants and ordinances, and stream repairs.

The Board received Mr. King's listing of the stream repair projects and the status of each. He advised that Page County has received bids on the three smaller Naked Creek projects and the bid exceeded the estimate (in part due to a change in design). Noting that Page County would like to proceed with these three projects but is not willing at this time to commit the additional funds to pursue the larger Naked Creek Project, he said NRCS has been advised that Rockingham County would also like to proceed with these projects but is still interested in the larger Naked Creek project. On motion by Supervisor Breeden, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board authorized the County Administrator and Attorney to

execute the necessary agreements with Page and the NRCS to proceed with the three projects.

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PUBLIC WORKS DIRECTOR'S STAFF REPORT.

The Board received and reviewed Ms. Hoover's staff report dated June 17, 2005, including information concerning Countryside water system (awaiting final pay request for project close-out); Penn Laird Drive and Water Tower Road sewer (staff ready to contact property owners for easements); Lakewood/Massanetta Springs pump station (pipeline work completed, less testing); Spotswood High School water tank (final grading and overflow pipe remain) and waterline extension (project complete); McGaheysville WWTP (draft submitted); Phase III expansion of the landfill (permit for Phase III expansion submitted to DEQ), Grassy Creek Tank (work on schedule), City of Harrisonburg Waste to Energy Plant, and Three Springs back-up power.

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COMMUNITY DEVELOPMENT DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Vaughn's staff report dated June 22, 2005, including information concerning priority projects underway, tabled requests, and upcoming requests.

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COMMITTEE REPORTS.

The Board heard Committee Reports by Board members and staff.

AUTOMOBILE COMMITTEE.

On motion by Supervisor Floyd, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; as recommended by the Automobile Committee, the Board authorized the purchase of a new vehicle for the Public Information Officer in the Fire & Rescue Department - a Ford F-150, ½ ton pickup, extended

cab, short bed, at a cost of \$19,761 through State contract.

BUILDINGS AND GROUNDS COMMITTEE.

On motion by Supervisor Kyger, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; as recommended by the Buildings and Grounds Committee, the Board determined that the construction of an addition to the Rockingham County Garage by competitive sealed bidding is not practicable or fiscally advantageous to the public, given the space and time frame for this project; and therefore, authorized the use of the competitive negotiation in the procurement of the construction of such an addition.

DATA PROCESSING ADVISORY COMMITTEE.

On motion by Supervisor Kyger, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; as recommended by the Data Processing Advisory Committee, the Board agreed to the release of \$125,000 to begin work on a Disaster Recovery Plan project and the third phase of the Web-server Enhancement project.

FINANCE COMMITTEE.

On motion by Supervisor Breeden, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; as recommended by the Finance Committee, the Board:

- Amended the FY2005-06 Budget as follows:

As requested by the Treasurer, approved the following amendment in the amount of \$9,000 for printing of tax bills, envelopes, and decals, and warrant forms for the Treasurer's Department. These costs will be absorbed by the General Fund Reserve.

\$ 9,000	GL Code: 001-01213-000-3500-000	Printing and Binding
\$ 9,000	GL Code: 001-05201-0100	Fund Reserve -
		General Fund

For Court Services, a carryover to the FY2005-2006 budget was approved for an outstanding purchase order for the ICHRIS Project still in progress. The two

final payments total \$35,690. These monies for the ICHRIS Project have already been received.

\$35,690	GL Code: 001-02110-700-8007-000	Computer Equipment
\$35,690	GL Code: 001-05201-0100	Fund Reserve-General Fund

For Court Services, certain ICHRIS grant awards were not included in the FY2005-2006 budget because Rockingham County had not been awarded the funds at the time. Both of these grants are 75% federal funding and require a 25% local match to be funded equally by the City of Harrisonburg and Rockingham County.

\$36,200	GL Code: 001-02110-700-6014-000	Other Operating Supplies
\$10,000	GL Code: 001-02110-700-8007-000	Computer Equipment
\$15,400	GL Code: 001-02110-700-5697-000	Grant Share
\$46,200	GL Code: 001-03900-3500	DCJS-Crime Analysis
\$ 7,700	GL Code: 001-01899-0600	Share of Costs- Harrisonburg
\$ 7,700	GL Code: 001-05201-0100	Fund Reserve-General Fund

\$31,875	GL Code: 001-02110-700-6014-000	Other Operating Supplies
\$45,000	GL Code: 001-02110-700-8007-000	Computer Equipment
\$25,625	GL Code: 001-02110-700-5697-000	Grant Share
\$76,875	GL Code: 001-03900-3500	DCJS-Criminal Justice Record Improvement
\$12,812	GL Code: 001-01899-0600	Share of Costs- Harrisonburg
\$12,813	GL Code: 001-05201-0100	Fund Reserve-General Fund

For Court Services, a grant award was not included in the FY2005-2006 budget because Rockingham County had not been awarded the funds at that time. This grant is 100% state funded.

\$12,426	GL Code: 001-02110-200-3100-000	Professional Services
\$12,426	GL Code: 001-02407-0300	Community Corrections Grant

AMENDMENTS TO FY2005-06 BUDGET.

On motion by Supervisor Breeden, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the following.

ANNUAL APPROPRIATIONS FOR FY 2005-2006 BUDGET

<u>GENERAL FUND</u>	
General Government Administration	\$ 4,876,430
Judicial Administration	2,880,716
Public Safety	14,928,112
Public Works	1,423,609
Human Services	1,319,185
Parks, Recreation & Cultural	1,918,460
Community Development	2,161,378
Contributions	507,235
Contingency	500,000
Other Expenses	65,000
Transfers to Other Funds	49,825,669
Debt Service - County	571,369
Debt Service - Schools	4,888,277
TOTAL - GENERAL FUND	<u>\$ 85,865,440</u>

Capital Projects Fund	\$ 7,705,125
School Capital Projects Fund	7,800,000
School Fund	92,833,641
School Cafeteria Fund	3,978,025
School Textbook Fund	685,373
Massanutten Technical Center Fund	4,461,338
E911 Communications Fund	8,398,090
Asset Forfeiture Fund	80,000
Harrisonburg-Rockingham Social Services District	17,106,065
Central Stores Fund	35,000
Utilities Fund	3,637,850
Lilly Subdivision Sanitary District	27,830
Smith Creek Water & Wastewater Authority	258,105
Countryside Sanitary District	125,925
Penn Laird Sewer Authority	1,043,800
Solid Waste Fund	3,545,773
Human Resources Rental Fund	233,672
TOTAL	<u>\$237,821,052</u>

and authorize the Treasurer to transfer from the General Fund to the following funds, as may be required

Capital Projects Fund	\$ 7,705,125
School Fund	\$ 37,417,617
E911 Communications Fund	\$ 2,300,000
Harrisonburg-Rockingham Social Services District	\$ 2,231,677
Central Stores Fund	\$ 6,000
Lilly Subdivision Sanitary District	\$ 1,775
Smith Creek Water & Wastewater Authority	\$ 47,855
Countryside Sanitary District	\$ 115,620

and authorize the Treasurer to transfer \$ 2,162,605 from the School Fund to the Massanutten Technical Center Fund as may be required.

and authorize the Treasurer to transfer \$ 201,000 from the Utilities Fund to the Penn Laird Sewer Authority as may be required.

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PAST DUE INACTIVE WATER & SEWER ACCOUNTS.

The Board reviewed the list of past due inactive water and sewer accounts that were old and uncollectible, a total of \$3,437.12. On motion by Supervisor Breeden, seconded by Supervisor Ahrend and carried by a vote of 5 to 0, voting

recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board agreed to consider the following as bad debts and write them off.

County of Rockingham
Bad Debt Write Off - Water & Sewer Accounts
June 2005

Account Number	Customer	Service Address	Amount
74593	Mowbray, Kristy	77 Bloomer Springs Road	\$ 515.90
74610	Miller, Rose Marie	77 Bloomer Springs Road	1,195.91
10170	Mowbray, Michael	77 Bloomer Springs Road	12.14
80100	East Coast Cylinder	4099 North Valley Pike	808.64
10391	RSV Auto	4099 North Valley Pike	904.53
Total Accounts to be Written Off			\$ 3,437.12

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ANNUAL APPROPRIATIONS FOR THE FY2005-06 BUDGET.

On motion by Supervisor Breeden, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; KYGER - AYE; the Board appropriated the FY2005-2006 Budget, as adopted on April 27, 2005, and as just amended on June 22, 2005, as shown below:

COUNTY OF ROCKINGHAM, VIRGINIA
ANNUAL APPROPRIATIONS FOR FY 2005-2006 BUDGET

<u>GENERAL FUND</u>	
General Government Administration	\$ 4,876,430
Judicial Administration	2,880,716
Public Safety	14,928,112
Public Works	1,423,609
Human Services	1,319,185
Parks, Recreation & Cultural	1,918,460
Community Development	2,161,378
Contributions	507,235
Contingency	500,000
Other Expenses	65,000
Transfers to Other Funds	49,825,669
Debt Service - County	571,369
Debt Service - Schools	4,888,277
TOTAL - GENERAL FUND	<u>\$ 85,865,440</u>
Capital Projects Fund	\$ 7,705,125
School Capital Projects Fund	7,800,000
School Fund	92,833,641

School Cafeteria Fund	3,978,025
School Textbook Fund	685,373
Massanutten Technical Center Fund	4,461,338
E911 Communications Fund	8,398,090
Asset Forfeiture Fund	80,000
Harrisonburg-Rockingham Social Services District	17,106,065
Central Stores Fund	35,000
Utilities Fund	3,637,850
Lilly Subdivision Sanitary District	27,830
Smith Creek Water & Wastewater Authority	258,105
Countryside Sanitary District	125,925
Penn Laird Sewer Authority	1,043,800
Solid Waste Fund	3,545,773
Human Resources Rental Fund	233,672
TOTAL	<u>\$237,821,052</u>

and authorize the Treasurer to transfer from the General Fund to the following funds, as may be required

Capital Projects Fund	\$ 7,705,125
School Fund	\$ 37,417,617
E911 Communications Fund	\$ 2,300,000
Harrisonburg-Rockingham Social Services District	\$ 2,231,677
Central Stores Fund	\$ 6,000
Lilly Subdivision Sanitary District	\$ 1,775
Smith Creek Water & Wastewater Authority	\$ 47,855
Countryside Sanitary District	\$ 115,620

and authorize the Treasurer to transfer \$ 2,162,605 from the School Fund to the Massanutten Technical Center Fund as may be required.

and authorize the Treasurer to transfer \$ 201,000 from the Utilities Fund to the Penn Laird Sewer Authority as may be required.

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RECESS.

At 10:12 p.m., Chairman Cuevas declared the meeting recessed in order to hold a meeting of the Smith Creek Water and Waste Authority.

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CALL TO ORDER AND CLOSED MEETING.

At 10:14 p.m., Chairman Cuevas called the meeting back to order.

On motion by Supervisor Kyger, seconded by Supervisor Breeden and carried by the following vote: AHREND - AYE; BREEDEN - AYE; CUEVAS - AYE; FLOYD - AYE; and KYGER - AYE; the Board recessed the meeting from 5:10 p.m. to 7:00 p.m. for a closed meeting pursuant to Section 2.2-3711(1) *Virginia State Code*, Personnel Matters, and Section 2.2-3711(A)7, Consultation with Legal Counsel to discuss negotiations with the Town of Elkton.

At 10:34 p.m., Chairman Cuevas called the meeting back to order and the following motion was adopted.

MOTION: SUPERVISOR KYGER RESOLUTION NO: X05-06
SECOND: SUPERVISOR BREEDEN MEETING DATE: JUNE 22, 2005

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Rockingham County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Board of Supervisors that such Closed Meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Rockingham County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the Closed Meeting to which this certification resolution applies; and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Board of Supervisors.

VOTE:

AYES: AHREND, BREEDEN, CUEVAS, FLOYD, KYGER

NAYS: NONE

ABSENT: NONE

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ADJOURNMENT.

By consensus, the Board adjourned the meeting at 10:35 p.m.

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_____,

Chairman